

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

RACHELLE DEANN MILLER,

Plaintiff,

v.

CAROLYN W. COLVIN, Acting
Commissioner of Social Security,

Defendant.

Case No. C15-1722-RSL-JPD

REPORT AND RECOMMENDATION

Plaintiff brought this action to seek judicial review of the denial of her application for disability benefits by the Commissioner of the Social Security Administration. Dkt. 3. The parties have stipulated that this case should be reversed and remanded for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Dkt. 21.

Based on the stipulation of the parties, the Court recommends that this case be REVERSED and REMANDED for further administrative proceedings before an Administrative Law Judge (“ALJ”), including a de novo hearing and a new decision. On remand, the ALJ shall consider the claimant’s fibromyalgia at step two, as well as at subsequent steps of the sequential evaluation process, as necessary. The step five finding should also be reevaluated, including securing new vocational expert testimony.

